

1754

MAY 12 2003



PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/033,092
		Filing Date	12/28/2001
		First Named Inventor	Richard E. Smalley
		Group Art Unit	1754
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission	47	Attorney Docket Number	11321-P012USD4

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

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Power of Attorney: Supplemental Declaration and Power
of Attorney for Patent Application (45 pages/10
signatures)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Ross Spencer Garsson, Winstead Sechrest & Minick P.C.
Signature	
Date	05/08/2003

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:

May 8, 2003

Typed or printed name	Gracie Solis
Signature	
	Date
	05/08/2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/17 (01-03)

Approved for use through 04/30/2003. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$0.00)

Complete if Known

Application Number	10/033,092
Filing Date	12/28/2001
First Named Inventor	Richard E. Smalley
Examiner Name	Not Yet Assigned
Art Unit	1754
Attorney Docket No.	11321-P012USDA

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

Deposit Account:

Deposit Account Number 23-2426
Deposit Account Name Winstead Sechrest & Minick P.C.

The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee			
1002 330	2002 165	Design filing fee			
1003 520	2003 260	Plant filing fee			
1004 750	2004 375	Reissue filing fee			
1005 160	2005 80	Provisional filing fee			
SUBTOTAL (1)		(\$0.00)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			-20** =	X	=
			- 3** =	X	=

Large Entity	Small Entity	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$0.00)

*or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify) _____			

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) **(\$0.00)**

SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Ross Spencer Garson	Registration No. (Attorney/Agent)	38,150	Telephone 512/370-2870
Signature		Date	5/9/03	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

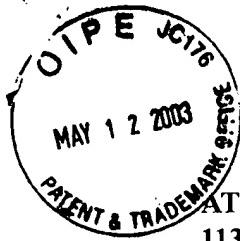
This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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ATTORNEY DOCKET NO.
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PATENT

MAY 13 2003

TC 1700

**SUPPLEMENTAL DECLARATION AND POWER OF ATTORNEY FOR
PATENT APPLICATION**

As the below named inventor, I hereby declare that:

I understand that based upon a review of the Declaration and Power of Attorney (the "Declaration") for United States Patent Application Serial No. 09/380,545, Attorney Docket No. 11321-P012WOUS, (the "Application"), an error has been identified.

I further understand the Declaration was filed on December 22, 1999 and that on March 7, 2000, Applicant received a Notification of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.494 or 1.495 reflecting that the December 22, 1999, was the date of receipt of 35 U.S.C. 371 requirements.

I further understand that, after the filing of the Declaration and due to a restriction requirement by the United States Patent and Trademark Office, the following divisionals of the United States Patent Application Serial No. 09/380,545 have been filed:

Appl. Serial No.	Att. Docket No.	Continuity Type:	Filing Date:
10/032,933	11321-P012USD1	Divisional	December 28, 2001
10/035,075	11321-P012USD2	Divisional	December 28, 2001
10/034,745	11321-P012USD3	Divisional	December 28, 2001
10/033,092	11321-P012USD4	Divisional	December 28, 2001
10/033,050	11321-P012USD5	Divisional	December 28, 2001
10/032,932	11321-P012USD6	Divisional	December 28, 2001
10/032,732	11321-P012USD7	Divisional	December 28, 2001
10/033,076	11321-P012USD8	Divisional	December 28, 2001
10/033,470	11321-P012USD9	Divisional	December 28, 2001
10/033,228	11321-P012USD10	Divisional	December 28, 2001
10/032,726	11321-P012USD11	Divisional	December 28, 2001
10/033,075	11321-P012USD12	Divisional	December 28, 2001
10/033,028	11321-P012USD13	Divisional	December 28, 2001

The identified error occurs on Page 2 of the Declaration, under the heading "Prior United States Application(s)." The Declaration inadvertently referred to a claim for benefit under 35 U.S.C. 120, based upon prior United States Patent Application No. 08/687,665, when, in fact, no such claim was being made. Accordingly, this Application does not claim priority benefits to Patent Application Serial No. 08/687,665 as originally stated in the Declaration.

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

Rather, the Application is the United States National Phase of International Application Serial No. PCT/US98/04513, filed on March 6, 1998 and claims priority benefits from such Application, as well as claiming priority benefits from the United States provisional patent applications that were listed on page 1 of the Declaration.

This error of the Declaration was inadvertent and arose without any deceptive intent.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

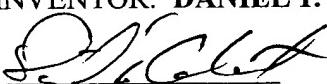
INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: **1816 Bolsover**
Houston, Texas 77005

CITIZENSHIP: **U.S.A.**

POST OFFICE ADDRESS: **(Same as Residence)**

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE:  DATE: 2/25/03

RESIDENCE: **1911 Milford Street**
Houston, Texas 77098

CITIZENSHIP: **U.S.A.**

POST OFFICE ADDRESS: **(Same as Residence)**

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: **HONGJIE DAI**

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: **365 Pescadero Terrace
Sunnyvale, California 94086**

CITIZENSHIP: **U.S.A.**

POST OFFICE ADDRESS: **(Same as Residence)**

FULL NAME OF FOURTH INVENTOR: **JIE LIU**

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: **5825 Gulfton, Apartment 3214
Houston, Texas 77081**

CITIZENSHIP: **U.S.A.**

POST OFFICE ADDRESS: **(Same as Residence)**

FULL NAME OF FIFTH INVENTOR: **ANDREW G. RINZLER**

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: **6666 Chetwood, Apartment 171
Houston, Texas 77081**

CITIZENSHIP: **U.S.A.**

POST OFFICE ADDRESS: **(Same as Residence)**

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF SIXTH INVENTOR: JASON H. HAFNER

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 373 Highland Avenue, Apartment 203
Somerville, Massachusetts 02144**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH

INVENTOR'S SIGNATURE: Kenneth A. Smith **DATE:** 2-25-03

**RESIDENCE: 333 Dominion, Apartment 1334
Katy, Texas 77450**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 2612 Calder Court
Davis, California 95616**

CITIZENSHIP: CHINA

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF NINTH INVENTOR: PAVEL NIKOLAEV

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 2232 ½ TROON
Houston, Texas 77019**

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF TENTH INVENTOR: ANDREAS THESS

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: Max-Planck-Institut Biochemie; Abteilung Molekulare,
Strukturbioologie am Klopferspitz 189, D-82152 Martinsried, Germany**

CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)

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11321-P012WOUS 02/19/2003



ATTORNEY DOCKET NO.
11321-P012 Series

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TC 1700

PATENT

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10/033,075	11321-P012USD12	Divisional	December 28, 2001
10/033,028	11321-P012USD13	Divisional	December 28, 2001

The identified error occurs on Page 2 of the Declaration, under the heading "Prior United States Application(s)." The Declaration inadvertently referred to a claim for benefit under 35 U.S.C. 120, based upon prior United States Patent Application No. 08/687,665, when, in fact, no such claim was being made. Accordingly, this Application does not claim priority benefits to Patent Application Serial No. 08/687,665 as originally stated in the Declaration.

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PATENT

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FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE: _____ DATE: _____

**RESIDENCE: 1816 Bolsover
Houston, Texas 77005**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE: _____ DATE: _____

**RESIDENCE: 1911 Milford Street
Houston, Texas 77098**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: HONGJIE DAI

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 365 Pescadero Terrace
Sunnyvale, California 94086**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FOURTH INVENTOR: JIE LIU

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 5825 Gulfton, Apartment 3214
Houston, Texas 77081**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FIFTH INVENTOR: ANDREW G. RINZLER

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 6666 Chetwood, Apartment 171
Houston, Texas 77081**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF SIXTH INVENTOR: JASON H. HAFNER

INVENTOR'S SIGNATURE:  DATE: 03/06/03

RESIDENCE: ~~373 Highland Avenue, Apartment 203
Somerville, Massachusetts 02144~~ 3610 Underwood
Houston, Texas 77025
JH

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: ~~333 Dominion, Apartment 1334
Katy, Texas 77450~~

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: ~~2612 Calder Court
Davis, California 95616~~

CITIZENSHIP: CHINA

POST OFFICE ADDRESS: (Same as Residence)

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INVENTOR'S SIGNATURE: _____ **DATE:** _____

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Houston, Texas 77019

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

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INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: Max-Planck-Institut Biochemie; Abteilung Molekulare,
Strukturbioologie am Klopferspitz 189, D-82152 Martinsried, Germany**

CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)

AUSTIN_1\208620\
11321-P012WOUS 02/19/2003



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FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 1816 Bolsover
Houston, Texas 77005**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 1911 Milford Street
Houston, Texas 77098**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: HONGJIE DAI

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 365 Pescadero Terrace
Sunnyvale, California 94086**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FOURTH INVENTOR: JIE LIU

INVENTOR'S SIGNATURE: Jie Liu **DATE:** 02/21/03

**RESIDENCE: 5826 Gulfom Apartment 3214
Houston, Texas 77081** **502 Westminster Drive
Chapel Hill, North Carolina 27514** *1102/21/03*

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FIFTH INVENTOR: ANDREW G. RINZLER

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**RESIDENCE: 373 Highland Avenue, Apartment 203
Somerville, Massachusetts 02144**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 333 Dominion, Apartment 1334
Katy, Texas 77450**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 2612 Calder Court
Davis, California 95616**

CITIZENSHIP: CHINA

POST OFFICE ADDRESS: (Same as Residence)

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11321-P012 Series

PATENT

FULL NAME OF NINTH INVENTOR: PAVEL NIKOLAEV

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 2232 ½ TROON
Houston, Texas 77019

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

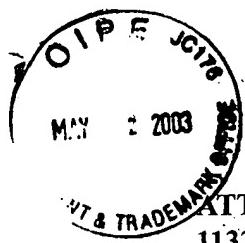
FULL NAME OF TENTH INVENTOR: ANDREAS THESS

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: Max-Planck-Institut Biochemie; Abteilung Molekulace,
Strukturbioologie am Klopferspitz 189, D-82152 Martinsried, Germany**

CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)



ATTORNEY DOCKET NO.
11321-P012 Series

RECEIVED

PATENT

MAY 13 2003

TC 1700

**SUPPLEMENTAL DECLARATION AND POWER OF ATTORNEY FOR
PATENT APPLICATION**

As the below named inventor, I hereby declare that:

I understand that based upon a review of the Declaration and Power of Attorney (the "Declaration") for United States Patent Application Serial No. 09/380,545, Attorney Docket No. 11321-P012WOUS, (the "Application"), an error has been identified.

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Appl. Serial No.	Att. Docket No.	Continuity Type:	Filing Date:
10/032,933	11321-P012USD1	Divisional	December 28, 2001
10/035,075	11321-P012USD2	Divisional	December 28, 2001
10/034,745	11321-P012USD3	Divisional	December 28, 2001
10/033,092	11321-P012USD4	Divisional	December 28, 2001
10/033,050	11321-P012USD5	Divisional	December 28, 2001
10/032,932	11321-P012USD6	Divisional	December 28, 2001
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10/033,228	11321-P012USD10	Divisional	December 28, 2001
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10/033,075	11321-P012USD12	Divisional	December 28, 2001
10/033,028	11321-P012USD13	Divisional	December 28, 2001

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ATTORNEY DOCKET NO.
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FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 1816 Bolsover
Houston, Texas 77005**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 1911 Milford Street
Houston, Texas 77098**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: HONGJIE DAI

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 365 Pescadero Terrace
Sunnyvale, California 94086**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FOURTH INVENTOR: JIE LIU

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 5825 Gulfton, Apartment 3214
Houston, Texas 77081**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FIFTH INVENTOR: ANDREW G. RINZLER

INVENTOR'S SIGNATURE:  **DATE:** 4/16/03

**RESIDENCE: 6666 Chetwood, Apartment 171 1713 S.W. 186TH St.
Houston, Texas 77081 NEWBERRY, FL 32669 AGR. 4/16/03**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF SIXTH INVENTOR: JASON H. HAFNER

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 373 Highland Avenue, Apartment 203
Somerville, Massachusetts 02144**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 333 Dominion, Apartment 1334
Katy, Texas 77450**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 2612 Calder Court
Davis, California 95616**

CITIZENSHIP: CHINA

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF NINTH INVENTOR: PAVEL NIKOLAEV

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: 2232 ½ TROON
Houston, Texas 77019

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

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INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: Max-Planck-Institut Biochemie; Abteilung Molekulare,
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CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)



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FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: **1816 Bolsover
Houston, Texas 77005**

CITIZENSHIP: **U.S.A.**

POST OFFICE ADDRESS: **(Same as Residence)**

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: **1911 Milford Street
Houston, Texas 77098**

CITIZENSHIP: **U.S.A.**

POST OFFICE ADDRESS: **(Same as Residence)**

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: HONGJIE DAI

INVENTOR'S SIGNATURE: Hong-Jie-dai **DATE:** 2/27/03

RESIDENCE: **365 Pescadero Terrace**
Sunnyvale, California 94086

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FOURTH INVENTOR: JIE LIU

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: **5825 Gulfton, Apartment 3214**
Houston, Texas 77081

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FIFTH INVENTOR: ANDREW G RINZLER

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: **6666 Chetwood, Apartment 171**
Houston, Texas 77081

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF SIXTH INVENTOR: **JASON H. HAFNER**

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: **373 Highland Avenue, Apartment 203
Somerville, Massachusetts 02144**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: **(Same as Residence)**

FULL NAME OF SEVENTH INVENTOR: **KENNETH A. SMITH**

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: **333 Dominion, Apartment 1334
Katy, Texas 77450**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: **(Same as Residence)**

FULL NAME OF EIGHTH INVENTOR: **TING GUO**

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: **2612 Calder Court
Davis, California 95616**

CITIZENSHIP: **CHINA**

POST OFFICE ADDRESS: **(Same as Residence)**

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF NINTH INVENTOR: PAVEL NIKOLAEV

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 2232 ½ TROON
Houston, Texas 77019**

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF TENTH INVENTOR: ANDREAS THESS

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: Max-Planck-Institut Biochemie; Abteilung Molekulare,
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CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)



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MAY 13 2003

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PATENT

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FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE: _____ DATE: _____

**RESIDENCE: 1816 Bolsover
Houston, Texas 77005**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE: _____ DATE: _____

**RESIDENCE: 1911 Milford Street
Houston, Texas 77098**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: HONGJIE DAI

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 365 Pescadero Terrace
Sunnyvale, California 94086**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FOURTH INVENTOR: JIE LIU

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 5825 Gulfton, Apartment 3214
Houston, Texas 77081**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FIFTH INVENTOR: ANDREW G. RINZLER

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 6666 Chetwood, Apartment 171
Houston, Texas 77081**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF SIXTH INVENTOR: JASON H. HAFNER

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 373 Highland Avenue, Apartment 203
Somerville, Massachusetts 02144**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 333 Dominion, Apartment 1334
Katy, Texas 77450**

CITIZENSHIP: U.S.A.

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FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 2612 Calder Court
Davis, California 95616**

CITIZENSHIP: CHINA

POST OFFICE ADDRESS: (Same as Residence)

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FULL NAME OF NINTH INVENTOR: PAVEL NIKOLAEV

INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: 2232 ½ TROON
Houston, Texas 77019

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF TENTH INVENTOR: ANDREAS THESS

INVENTOR'S SIGNATURE: Andreas JB DATE: 02/26/2003

RESIDENCE: Max-Planck-Institut Biochemie; Abteilung Molekulaer,
Strukturbioologie am Klopferspitz 189, D-82152 Martinsried, Germany *

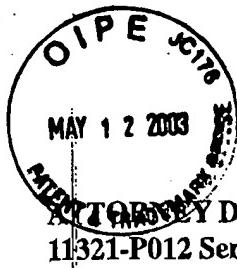
CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)

AUSTIN_1\208620\1
11321-P012WOUS 02/19/2003

* Andreas Thess' residence:

Andreas Kemmler Weg 3 02/26/2003
72127 Kusterdingen JB
Germany



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TC 1700

PATENT

ATTORNEY DOCKET NO.
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FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

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CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH

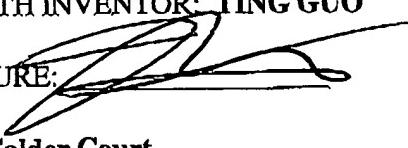
INVENTOR'S SIGNATURE: _____ DATE: _____

RESIDENCE: 333 Dominion, Apartment 1334
Katy, Texas 77450

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE:  DATE: 4/7/03

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DATE: _____

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POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF TENTH INVENTOR: ANDREAS THESS

INVENTOR'S SIGNATURE: _____

DATE: _____

RESIDENCE: Max-Planck-Institut Biochemie; Abteilung Molekulare,
Strukturbioologie am Klopferspitz 189, D-82152 Martinsried, Germany

CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)

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I further understand that, after the filing of the Declaration and due to a restriction requirement by the United States Patent and Trademark Office, the following divisionals of the United States Patent Application Serial No. 09/380,545 have been filed:

Appl. Serial No.	Att. Docket No.	Continuity Type:	Filing Date:
10/032,933	11321-P012USD1	Divisional	December 28, 2001
10/035,075	11321-P012USD2	Divisional	December 28, 2001
10/034,745	11321-P012USD3	Divisional	December 28, 2001
10/033,092	11321-P012USD4	Divisional	December 28, 2001
10/033,050	11321-P012USD5	Divisional	December 28, 2001
10/032,932	11321-P012USD6	Divisional	December 28, 2001
10/032,732	11321-P012USD7	Divisional	December 28, 2001
10/033,076	11321-P012USD8	Divisional	December 28, 2001
10/033,470	11321-P012USD9	Divisional	December 28, 2001
10/033,228	11321-P012USD10	Divisional	December 28, 2001
10/032,726	11321-P012USD11	Divisional	December 28, 2001
10/033,075	11321-P012USD12	Divisional	December 28, 2001
10/033,028	11321-P012USD13	Divisional	December 28, 2001

The identified error occurs on Page 2 of the Declaration, under the heading "Prior United States Application(s)." The Declaration inadvertently referred to a claim for benefit under 35 U.S.C. 120, based upon prior United States Patent Application No. 08/687,665, when, in fact, no such claim was being made. Accordingly, this Application does not claim priority benefits to Patent Application Serial No. 08/687,665 as originally stated in the Declaration.

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

Rather, the Application is the United States National Phase of International Application Serial No. PCT/US98/04513, filed on March 6, 1998 and claims priority benefits from such Application, as well as claiming priority benefits from the United States provisional patent applications that were listed on page 1 of the Declaration.

This error of the Declaration was inadvertent and arose without any deceptive intent.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 1816 Bolsover
Houston, Texas 77005**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 1911 Milford Street
Houston, Texas 77098**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: HONGJIE DAI

INVENTOR'S SIGNATURE: _____

DATE: _____

**RESIDENCE: 365 Pescadero Terrace
Sunnyvale, California 94086**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FOURTH INVENTOR: JIE LIU

INVENTOR'S SIGNATURE: _____

DATE: _____

**RESIDENCE: 5825 Gulfton, Apartment 3214
Houston, Texas 77081**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FIFTH INVENTOR: ANDREW G. RINZLER

INVENTOR'S SIGNATURE: _____

DATE: _____

**RESIDENCE: 6666 Chetwood, Apartment 171
Houston, Texas 77081**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

**ATTORNEY DOCKET NO.
11321-P012 Series**

PATENT

FULL NAME OF SIXTH INVENTOR: JASON H. HAFNER

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 373 Highland Avenue, Apartment 203
Somerville, Massachusetts 02144**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 333 Dominion, Apartment 1334
Katy, Texas 77450**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF EIGHTH INVENTOR: TING GUO

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 2612 Calder Court
Davis, California 95616**

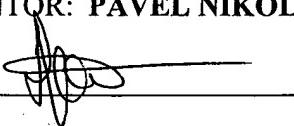
CITIZENSHIP: CHINA

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF NINTH INVENTOR: PAVEL NIKOLAEV

INVENTOR'S SIGNATURE:  **DATE:** 2.21.03

RESIDENCE: ~~2232 1/2 TROON~~ ~~Houston, Texas 77019~~ 614 Kipling, apt. 9 Houston, TX 77006 **PN**

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF TENTH INVENTOR: ANDREAS THESS

INVENTOR'S SIGNATURE: _____ **DATE:** _____

RESIDENCE: **Max-Planck-Institut Biochemie; Abteilung Molekulare,
Strukturbioologie am Klopferspitz 189, D-82152 Martinsried, Germany**

CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)

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11321-P012WOUS 02/19/2003



ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

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SUPPLEMENTAL DECLARATION AND POWER OF ATTORNEY FOR
PATENT APPLICATION

As the below named inventor, I hereby declare that:

I understand that based upon a review of the Declaration and Power of Attorney (the "Declaration") for United States Patent Application Serial No. 09/380,545, Attorney Docket No. 11321-P012WOUS, (the "Application"), an error has been identified.

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ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

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FULL NAME OF FIRST INVENTOR: RICHARD E. SMALLEY

INVENTOR'S SIGNATURE:  DATE: 2/20/03

**RESIDENCE: 1816 Bolsover
Houston, Texas 77005**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF SECOND INVENTOR: DANIEL T. COLBERT

INVENTOR'S SIGNATURE: _____ DATE: _____

**RESIDENCE: 1911 Milford Street
Houston, Texas 77098**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF THIRD INVENTOR: HONGJIE DAI

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 365 Pescadero Terrace
Sunnyvale, California 94086**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FOURTH INVENTOR: JIE LIU

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 5825 Gulfton, Apartment 3214
Houston, Texas 77081**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF FIFTH INVENTOR: ANDREW G RINZLER

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 6666 Chetwood, Apartment 171
Houston, Texas 77081**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF SIXTH INVENTOR: JASON H. HAFNER

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FULL NAME OF SEVENTH INVENTOR: KENNETH A. SMITH

INVENTOR'S SIGNATURE: _____ **DATE:** _____

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FULL NAME OF EIGHTH INVENTOR: TING GUO

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**RESIDENCE: 2612 Calder Court
Davis, California 95616**

CITIZENSHIP: CHINA

POST OFFICE ADDRESS: (Same as Residence)

ATTORNEY DOCKET NO.
11321-P012 Series

PATENT

FULL NAME OF NINTH INVENTOR: PAVEL NIKOLAEV

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: 2232 ½ TROON
Houston, Texas 77019**

CITIZENSHIP: RUSSIA

POST OFFICE ADDRESS: (Same as Residence)

FULL NAME OF TENTH INVENTOR: ANDREAS THESS

INVENTOR'S SIGNATURE: _____ **DATE:** _____

**RESIDENCE: Max-Planck-Institut Biochemie; Abteilung Molekulare,
Strukturbioologie am Klopferspitz 189, D-82152 Martinsried, Germany**

CITIZENSHIP: GERMANY

POST OFFICE ADDRESS: (Same as Residence)

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11321-P012WOUS 02/19/2003